

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR LOCKING OUT A SUBSURFACE SAFETY VALVE

SPECIFICATION IDENTIFICATION

The specification of which:

- ☒ is filed herewith
- ☐ was filed on _____, under Serial No. _____, executed on even date herewith;
or
- ☐ Express Mail No.(as Serial No. not yet known) and was amended on _____ (if
applicable)
- ☐ was described and claimed in PCT International Application No. _____ filed
on _____ and as amended under PCT Article 19 on _____

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

- ☐ In compliance with this duty there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

PRIORITY CLAIM (35 U.S.C. §119)

I hereby claim foreign priority benefits under Title 35, United States Code, §119, of any provisional or foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below, and have also identified below any provisional or foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

- ☐ No such applications have been filed.
☒ Such applications have been filed as follows:

A. Prior foreign/PCT application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 USC §119

<u>Country/PCT</u>	<u>Application Number</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
			<input type="checkbox"/> Yes <input type="checkbox"/> No

B. All foreign application(s), if any, filed more than 12 mos. (6 mos. for design) prior to this U.S. application

<u>Country/PCT</u>	<u>Application Number</u>	<u>Filing Date</u>
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C. U.S. Provisional Application filed within 12 months prior to this application

<u>Serial Number</u>	<u>Filing Date</u>
60/395,521	July 12, 2002

PRIORITY CLAIM (35 USC §120)

I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information that is material to the examination of this application (namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

- ☒ No such applications have been filed.
☐ Such applications have been filed, as follows:

<u>Serial Number</u>	<u>Filing Date</u>	<u>Patented</u>	<u>Pending</u>	<u>Abandoned</u>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

POWER OF ATTORNEY

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

B. Todd Patterson	Registration No. 37,906
Raymond R. Moser, Jr.	Registration No. 34,682
Keith M. Tackett	Registration No. 32,008
Douglas H. Elliott	Registration No. 32,982
William B. Patterson	Registration No. 34,102
Peter L. Brewer	Registration No. 41,636

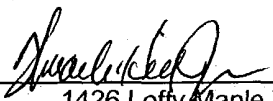
Send correspondence and direct telephone calls to:

William B. Patterson
MOSER, PATTERSON & SHERIDAN, L.L.P.
3040 Post Oak Blvd., Suite 1500
Houston, TX 77056
Telephone: 713/623/4844

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full name of **sole or first** inventor: **THOMAS G. HILL, JR.**

Inventor's signature:  Date: 16 May 03
Residence: 1426 Lofly Maple Trail
Kingwood, Texas 77345


Post Office Address: Same as above Country of Citizenship: U.S.A.

Full name of **second** inventor: **THOMAS MICHAEL DEATON**

Inventor's signature: _____ Date: _____
Residence: 2222 Maroneal, No. 1615
Houston, Texas 77030

Post Office Address: Same as above Country of Citizenship: U.S.A.

Full name of **third** inventor: **NEIL A.A. SIMPSON**


Inventor's signature: 

Date: 10th June 2003

Residence: Burn of Daff Farm
Downies
Portlethen
Aberdeen, AB12 4QX
Scotland
United Kingdom

Post Office Address: Same as above Country of Citizenship: United Kingdom

Full name of **fourth** inventor: **RORY L. HODGE**

Inventor's signature: 

Date: _____

Residence: 24211 Pinecreek Point
Spring, Texas 77373

Post Office Address: Same as above Country of Citizenship: U.S.A.

(Declaration ends with this page)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

POWER OF ATTORNEY BY ASSIGNEE

To: Commissioner for Patents and Trademarks
Washington, DC 20231

Dear Sir:

This Power of Attorney is executed by Weatherford/Lamb, Inc. pursuant to 37 C.F.R. 1.32. Weatherford/Lamb, Inc. is the Assignee of the entire interest of the Patent Application entitled:

**METHOD AND APPARATUS FOR LOCKING OUT
A SUBSURFACE SAFETY VALVE**

Weatherford/Lamb, Inc. hereby appoints the following attorneys and/or agents to prosecute this application, to transact all business in the Patent and Trademark Office connected therewith, and to receive the letters patent:

B. Todd Patterson	Registration No. 37,906
William B. Patterson	Registration No. 34,102
Peter L. Brewer	Registration No. 41,636
David Haugen	Registration No. 53,000

All of **MOSER, PATTERSON & SHERIDAN, L.L.P.**
3040 Post Oak Boulevard, Suite 1500
Houston, Texas 77056
Telephone: (713) 623-4844
Facsimile: (713) 623-4846

Please send all correspondence and telephone calls regarding this application to the following attorney:

William B. Patterson
MOSER, PATTERSON & SHERIDAN, L.L.P.
3040 Post Oak Boulevard, Suite 1500
Houston, Texas 77056
Telephone: (713) 623-4844
Facsimile: (713) 623-4846

All other appointments are hereby revoked.

Respectfully submitted,

Weatherford/Lamb, Inc.

By: 

Scott H. Brown, Esq.
Assistant Corporate Secretary and
Intellectual Property Counsel

Dated: 28 April 2003

Examiner:

C:\DOCUMENTS AND SETTINGS\DGARCIA\LOCAL SETTINGS\TEMPORARY INTERNET FILES\OLK26\JT DEC IN SUPPORT OF PET TO FILE PATENT APPL WITHOUT SIGNATURES.DOC

1. Peter L. Brewer is an attorney with the law firm of Moser, Patterson & Sheridan, located in Houston, Texas. Mr. Brewer is licensed to practice law in the State of Texas and in the State of Tennessee. He is a licensed patent attorney, having Registration No. 41,636.

2. The law firm of Moser, Patterson & Sheridan, L.L.P. represents Weatherford/Lamb, Inc. in matters relating to intellectual property. Moser, Patterson & Sheridan had been retained to work with Tejas Research & Engineering, LP and Weatherford Completion Systems (formerly a division of Weatherford/Lamb, Inc.) in order to assist in preparation of the above-entitled patent application.

3. Thomas G. Hill, Jr. is the President of Tejas Research & Engineering, LP. Tejas Research & Engineering, LP is an engineering firm located in Houston, Texas. (See Appendix C). Tejas contracts with companies such as Weatherford for the design and development of tools for the oil industry. Tejas Research & Engineering was retained by Weatherford Completion Systems to aid in the design and development of a lockout tool for a safety valve, now the subject of the above-entitled patent application.

4. Engineers from Tejas Research & Engineering worked on the design and development of the lockout tool during the years 2001 and 2002. The engineers from Tejas Research & Engineering included Thomas G. Hill, Jr., T. Michael Deaton and Rory Hodge. Assistance was also provided by Neil A.A. Simpson with Astec Development Company in Aberdeen, Scotland.

5. A provisional patent application for the above-entitled patent application was filed on July 12, 2002. Mr. Hill, Mr. Deaton and Mr. Hodge assisted in the review of the provisional patent application before filing.

6. In early 2003, T. Michael Deaton left the employ of Tejas Research & Engineering, LP.

7. During 2003, the above-entitled patent application has been prepared, based upon the earlier provisional filing, and based upon review and input from Tejas engineers. However, because Mr. Deaton has not been employed at Tejas Research & Engineering, he has not been available to assist in the review of the patent application.

8. Attempts have been made to reach Mr. Deaton for his review of the patent application, and for his execution of an Oath or Declaration pursuant to 37 CFR §1.63. These efforts and attempts have been unsuccessful.

9. During April of 2003, attempts were made by Peter L. Brewer to reach Mr. Deaton by telephone. Subsequently, a letter was sent to Mr. Deaton enclosing a draft of the patent application and the requested Declaration. No response was received from Mr. Deaton. Appendix A represents documentation showing delivery of the materials, including the Declaration, to Mr. Deaton on April 30, 2003 via the U.S. Postal Service Express Mail No. EV 186612800 US.

10. Subsequently, on May 15, 2003, a second letter was sent to Mr. Deaton via Federal Express No. 790290158710. Appendix B shows a returned copy of the delivery receipt. No response was received from Mr. Deaton to the letter.

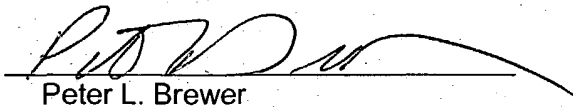
11. In addition, on May 15, 2003, an additional message was left at the last known telephone number for Mr. Deaton. No answer was provided to this message.

12. It is not believed or expected that Mr. Deaton will comply with the request of counsel to assist in the review of the patent application or to execute the requested Declaration. Mr. Deaton's departure from the employ of Tejas Research & Engineering was under conditions that render it unlikely to receive future aid and assistance from Mr. Deaton.

Further, Declarants sayeth not.

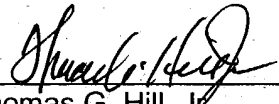
MOSER, Patterson & Sheridan, L.L.P.

By:


Peter L. Brewer
(as to Paragraph Nos. 1, 2 and 8-12)

June 17, 2003

TEJAS RESEARCH & ENGINEERING, LP

By: 
Thomas G. Hill, Jr.
(as to Paragraph Nos. 3-8 and 12)